PTO/SB/05 (06-03) Approved for use through 07/31/2003. OMB 0651-0032 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Attorney Docket No. UTILITY Bradley D. Schweigert, et al. First Inventor PATENT APPLICATION METHODS AND APPARATUS FOR A TOE-UP 2 Title **TRANSMITTAL** EV325885439US Express Mail Label (Only for new nonprovisional applications under 37 CFR 1.53(b)) **Mail Stop Patent Application** Commissioner for Patents ADDRESS TO: **APPLICATION ELEMENTS** P. O. Box 1450 See MPEP chapter 600 concerning utility patent application contents. Alexandria VA 22313-1450 CD-ROM or CD-R in duplicate, large table or Fee Transmittal Form (e.g., PTO/SB/17) Computer Program (Appendix) (Submit an original, and a duplicate for fee processing) 8. Nucleotide and/or Amino Acid Sequence Submission Applicant claims small entity status. (if applicable, all necessary) See 37 CFR 1.27. Computer Readable Form (CRF) **ITotal Pages** 10 Specification Specification Sequence Listing on: 3. (preferred arrangement set forth below) CD-ROM or CD-R (2 copies); or - Descriptive title of the invention - Cross Reference to Related Applications - Statement Regarding Fed sponsored R & D - Reference to sequence listing, a table, Statements verifying identity of above copies or a computer program listing appendix C. - Background of the Invention ACCOMPANYING APPLICATION PARTS - Brief Summary of the Invention Assignment Papers (cover sheet & document(s)) - Brief Description of the Drawings (if filed) 9. - Detailed Description 37 CFR 3.73(b) Statement Power of Attorney - Claim(s) (when there is an assignee) 10. - Abstract of the Disclosure English Translation Document (if applicable) Copies of IDS Information Disclosure Drawing(s) (35 U.S.C. 113) [Total Sheets Citations Statement (IDS)/PTO-1449 12. **Preliminary Amendment** 16 [Total Pages 13. 5. Oath or Declaration Return Receipt Postcard (MPEP 503) Newly executed (original or copy) (Should be specifically itemized) 14. a. Certified Copy of Priority Document(s) Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 18 completed) (if foreign priority is claimed) 15. b. Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 DELETION OF INVENTOR(S) 16. Signed statement attached deleting inventor(s) or its equivalent. named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b). Other: 17. Application Data Sheet. See 37 CFR 1.76 If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76: Continuation-in-part (CIP) of prior application No.: Continuation Divisional Group / Art Unit:_ For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts. 19. CORRESPONDENCE ADDRESS Correspondence address below 20322 Customer Number: Daniel R. Pote Name SNELL & WILMER LLP One Arizona Center Address 400 East Van Buren 85004-2202 Zip Code Arizona State Phoenix City (602) 382-6070 (602) 382-6325 Telephone **USA** Country

August 28, 2003 Date This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Name (Print/Type) Daniel R. Pote

Registration No. (Attorney/Agent)

43,011

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Effective 01/01/2003. Patent fees are subject	ct to annual revision.	First Named Inventor	Bradley D. Schweigert, et al.				
Applicant claims small entity status. See 37 CFR 1.27		Examiner Name	To Be Assigned				
		Group Art Unit	To Be Assigned				
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SUBMITTED BY Complete (if applicable)												
Name (Print/Type) Daniel R. Pote			Registration No. (Attorney/Agent) 43,011			43,011	Telephone	(602) 382-6325				
Signature								Date	August <u>28</u> , 2	2003		

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